

ACUS has also emphasized the importance of effective consultation with State, local, and Tribal officials, recommending, for example, that agencies adopt best practices for consulting with State and local governments in cases of potential preemption of State law;<sup>6</sup> consider how State, local, and Tribal governments will be involved in the retrospective review of agency rules;<sup>7</sup> and codify regulations describing how they obtain feedback from State, local, and Tribal governments.<sup>8</sup>

Agencies have adopted a variety of approaches to consulting with State, local, and Tribal governments, and there is still more that can be learned from a comprehensive study of agency consultation practices. To that end, ACUS is undertaking a project to examine when and how agencies consult with State, local, and Tribal officials on regulatory policymaking. Among other topics, the project will address agency policies and procedures for consulting with State, local, and Tribal governments; agencies' approaches to identifying and engaging with appropriate State, local, and Tribal officials; methods for utilizing feedback from State, local, and Tribal governments in agency decision making; and common issues and challenges that agencies face in developing and implementing accountable processes for consultation.

### Specific Topics for Public Comment

ACUS welcomes views, information, and data on all aspects of strategies that agencies are using or might use to consult with State, local, and/or Tribal governments when they engage in regulatory policymaking. ACUS also seeks specific feedback on the following questions related to agencies' consultation efforts:

1. What has been your experience regarding consultations with a Federal agency engaging in regulatory policymaking? For example, if you are (or were) a State, local, or Tribal government official, was any portion of the process especially easy or particularly difficult? Do you have specific suggestions for increasing the effectiveness of consultations in regulatory policymaking?

2. If you have been involved in a consultation, how often are (or were) you contacted by Federal agencies to consult on a particular regulatory policy? How often do (or did) you contact Federal agencies to request a consultation on a given regulatory policy? What was your experience with requesting a consultation? What tasks do (or did) you undertake as part of the consultation effort? At what stage in the regulatory policymaking process were you consulted by a Federal agency? In your experience, was that consultation timed too early, appropriately, or too late?

3. If you have been involved in a consultation, how did you feel your feedback during the consultation process was used by Federal agencies? Were you satisfied with how your input was used? Why or why not? Do you recall whether the Federal agency explained to you how they incorporated your feedback into the regulatory policymaking process? Do you have specific suggestions for incorporating feedback into the regulatory policymaking process?

4. In your experience, are there certain types of information that may be useful to share during consultation but which you may not want to disclose, for example confidential or culturally sensitive information? If so, do you have any specific recommendations for how Federal Government agencies can best manage this information as it considers a regulatory policy that may have federalism or Tribal implications?

5. In your experience, how easy or difficult was it to locate the appropriate agency official with responsibility for State, local, or Tribal government matters when seeking to or engaging in consultation efforts? How, if at all, did this impact consultation efforts? Do you have any specific recommendations to facilitate communication among Federal, State, local, and Tribal government officials for consultations on regulatory policymaking?

6. If you are familiar with agency policies on State, local, or Tribal government consultation, what are your thoughts on such policies?

7. In your experience, what makes a consultation successful? What makes a consultation unsuccessful? Do you have any specific recommendations on reducing barriers to effective and meaningful consultation among and between Federal, State, local, and Tribal government officials?

8. In your opinion, what role can State, local, and government officials play to facilitate consultation, and how should Federal Government agencies encourage such actions, if at all?

Dated: December 12, 2024.

**Shawne C. McGibbon,**

*General Counsel.*

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## COMMISSION ON CIVIL RIGHTS

### Notice of Public Meetings of the New Mexico Advisory Committee to the U.S. Commission on Civil Rights

**AGENCY:** U.S. Commission on Civil Rights.

**ACTION:** Announcement of virtual briefing.

**SUMMARY:** Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights (Commission) and the Federal Advisory Committee Act that the New Mexico Advisory Committee (Committee) will hold a virtual briefing via *ZoomGov* on Wednesday, January 15, 2025, for the purpose of hearing testimony on civil rights implications of immigrant detention centers in the state.

**DATES:** The virtual briefing will take place on:

- PANEL II: Wednesday, January 15, 2025, from 1 p.m.–3 p.m. MT.

**ADDRESSES:** Zoom Webinar Link to Join: [https://www.zoomgov.com/webinar/register/WN\\_om0T0CDWRNm1MKY6rV8doA](https://www.zoomgov.com/webinar/register/WN_om0T0CDWRNm1MKY6rV8doA).

#### FOR FURTHER INFORMATION CONTACT:

Brooke Peery, Designated Federal Officer (DFO), at [bpeery@usccr.gov](mailto:bpeery@usccr.gov) or (202) 701–1376.

#### SUPPLEMENTARY INFORMATION:

Committee meetings are available to the public through the registration link above. Any interested member of the public may listen to the meeting. An open comment period will be provided to allow members of the public to make a statement as time allows. Per the Federal Advisory Committee Act, public minutes of the meeting will include a list of persons who are present at the meeting. If joining via phone, callers can expect to incur regular charges for calls they initiate over wireless lines, according to their wireless plan. The Commission will not refund any incurred charges. Callers will incur no charge for calls they initiate over land-line connections to the toll-free telephone number. Closed captioning will be available for individuals who are deaf, hard of hearing, or who have certain cognitive or learning impairments. To request additional accommodation, please email Angelica Trevino, Support Specialist, at

<sup>6</sup> Admin. Conf. of the U.S., Recommendation 2010–1, *Agency Procedures for Considering Preemption of State Law*, 76 FR 81 (Jan. 3, 2011).

<sup>7</sup> Admin. Conf. of the U.S., Recommendation 2014–5, *Retrospective Review of Agency Rules*, 79 FR 75114 (Dec. 17, 2014).

<sup>8</sup> Admin. Conf. of the U.S., Recommendation 2020–1, *Rules on Rulemakings*, 86 FR 6613 (Jan. 22, 2021).

atrevino@usccr.gov at least ten (10) days prior to the meeting.

Members of the public are entitled to make comments during the open period at the end of the meeting. Members of the public may also submit written comments; the comments must be received in the Regional Programs Unit within 30 days following the meeting. Written comments may be emailed to Brooke Peery (DFO) at [bpeery@usccr.gov](mailto:bpeery@usccr.gov).

Records generated from this meeting may be inspected and reproduced at the Regional Programs Coordination Unit Office, as they become available, both before and after the meeting. Records of the meetings will be available via [www.facadatabase.gov](http://www.facadatabase.gov) under the Commission on Civil Rights, New Mexico Advisory Committee link. Persons interested in the work of this Committee are directed to the Commission's website, <http://www.usccr.gov>, or may contact the Regional Programs Coordination Unit at [atrevino@usccr.gov](mailto:atrevino@usccr.gov).

#### Agenda

- I. Welcoming Opening Remarks
- II. Panelist Remarks
- III. Committee Q&A
- IV. Public Comment
- V. Adjournment

Dated: December 13, 2024.

**David Mussatt,**

*Supervisory Chief, Regional Programs Unit.*

[FR Doc. 2024-29987 Filed 12-17-24; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Census Bureau

#### Agency Information Collection Activities; Submission to the Office of Management and Budget (OMB) for Review and Approval; Comment Request; Business Trends and Outlook Survey (BTOS)

**AGENCY:** Census Bureau, Commerce.

**ACTION:** Notice of information collection, request for comment.

**SUMMARY:** The Department of Commerce, in accordance with the Paperwork Reduction Act (PRA) of 1995, invites the general public and other Federal agencies to comment on proposed, and continuing information collections, which helps us assess the impact of our information collection requirements and minimize the public's reporting burden. The purpose of this notice is to allow for 60 days of public comment on the proposed revisions to the BTOS prior to the submission of the

information collection request (ICR) to OMB for approval.

**DATES:** To ensure consideration, comments regarding this proposed information collection must be received on or before February 18, 2025.

**ADDRESSES:** Interested persons are invited to submit written comments by email to [Thomas.J.Smith@census.gov](mailto:Thomas.J.Smith@census.gov). Please reference BTOS in the subject line of your comments. You may also submit comments, identified by Docket Number USCB-2024-0034, to the Federal e-Rulemaking Portal: <http://www.regulations.gov>. All comments received are part of the public record. No comments will be posted to <http://www.regulations.gov> for public viewing until after the comment period has closed. Comments will generally be posted without change. All Personally Identifiable Information (for example, name and address) voluntarily submitted by the commenter may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information. You may submit attachments to electronic comments in Microsoft Word, Excel, or Adobe PDF file formats.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information or specific questions related to collection activities should be directed to Catherine Buffington, Chief, Economic Indicator Division, 301-763-1838, and [catherine.d.buffington@census.gov](mailto:catherine.d.buffington@census.gov).

**SUPPLEMENTARY INFORMATION:**

#### I. Abstract

The U.S. Census Bureau plans to request a 3-year extension with revisions from the Office of Management and Budget (OMB) for the Business Trends and Outlook Survey (BTOS). The BTOS has produced data products on a bi-weekly basis since October 2022. This continuous near real time data collection and publication provides a baseline of the U.S. economy and measures change as a result of current and future economic shocks.

BTOS uses ongoing data collection to produce high frequency, timely, and granular information about current economic conditions and trends. BTOS is the only biweekly business tendency survey produced by the federal statistical system, providing unique and detailed data during times of economic or other emergencies. The BTOS target population is all nonfarm employer businesses with receipts of \$1,000 or more in the United States, the District of Columbia, and Puerto Rico. The current sample consists of approximately 1.2 million businesses

divided into six panels. A new sample collection is conducted each year. Data collection occurs every two weeks, and businesses in each panel are asked to report once every 12 weeks for one year. Data are released every 2 weeks and are available by 2017 North American Industry Classification System (NAICS) sector, state, the 25 most populous Metropolitan Statistical Areas and employment size. Data are also available by subsector (3-digit NAICS) and sector by employment size.

Data from BTOS are currently used to provide timely data to understand the economic conditions being experienced by businesses; BTOS provides near real time data on key items such as revenue, paid employees, hours worked as well as inventories. BTOS also provides high level information on the changing share of businesses facing difficulties stemming from supply chain issues, interest rate changes, and/or weather-related events. Previously, there had been few data sources available to policymakers, media outlets, and academia that delivered near real time insights into economic trends and outlooks. BTOS data has consistently been used by the Small Business Administration to evaluate the impact of regulatory changes.

The BTOS collects the following high-level topics for the previous two weeks, and the items in bold have 6-month future projections:

- Overall performance
- Revenue
- Employment
- Hours worked
- Artificial Intelligence
- Operating status
- Inventories
- Delivery time
- Demand
- Output prices
- Input prices
- Interest Rates
- Loss—Weather Event

For the first year of BTOS, the content remained unchanged at 26 questions. For the second sample year, the BTOS moved to a set of core questions and supplemental content. Supplemental content is designed to provide urgently needed data on an emerging or current issue. For the first collection of supplemental content, the topic was on business use of artificial intelligence. Due to vast demand to continue this data series, the Census Bureau plans to request a revision to include the artificial intelligence supplement again for the fourth sample year of BTOS.

BTOS data is collected in near real time and disseminated as experimental products. BTOS data is experimental